

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF NEW YORK

ROBYN CAIN

Plaintiff,

v.

Civil Action No. 23-0914

MARTIN O'MALLEY
COMMISSIONER
OF SOCIAL SECURITY,

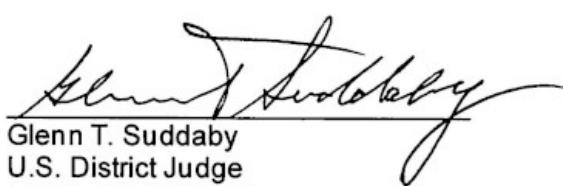
**CONSENT ORDER TO
REMAND PURSUANT TO
SENTENCE 4 OF
42 U.S.C. § 405(g)**

Defendant.

This matter having been opened to the Court by CARLA B. FREEDMAN, United States Attorney for the Northern District of New York, and Kristina Cohn, Special Assistant United States Attorney, attorneys for Defendant, for an Order remanding the within cause of action to the Defendant pursuant to sentence 4 of 42 U.S.C. § 405(g) so that further administrative action may be taken, the opportunity for a hearing will be offered, and a new decision will be issued; and Plaintiff, through the undersigned attorney, having consented to the within order and the requested remand, and the Court having considered the matter,

IT IS on this 2nd day of April , 2024 ;

ORDERED that the final decision of the Commissioner be and hereby is REVERSED, and the matter is REMANDED to the Defendant for this further administrative action, and it is further ORDERED that the within matter, be and hereby is, DISMISSED in accord with the decision in Melkonyan v. Sullivan, 501 U.S. 89 (1991).


Glenn T. Suddaby
U.S. District Judge

United States District Court

The undersigned hereby consent to the form and entry of the within order.

CARLA B. FREEDMAN
United States Attorney

By: /s Kristina Cohn

Kristina Cohn
Special Assistant United States Attorney
Office of Program Litigation, Office 2
Office of the General Counsel
Social Security Administration
6401 Security Boulevard
Baltimore, MD 21235
Phone: 212-264-2179
Email: kristina.cohn@ssa.gov

LAW OFFICES OF KENNETH HILLER

/s Justin Goldstein

By: Justin Goldstein
Attorney for Plaintiff
Law Offices of Kenneth Hiller
6000 N. Bailey Avenue
Suite 1A
Amherst, NY 14226
Phone: 716-564-3288
Email: jgoldstein@kennethhillier.com